

January 30, 2015

Mr. Greg Oberlohr
Environmental Specialist
1530 S. Second St
St. Louis, MO 63104

RE: FOIA Number EPA-R8-2015-003419
Project Number 5692

Dear Mr. Greg Oberlohr:

ERNS/NRC DISCLAIMER: *The information provided from the NRC and ERNS databases is initial, unverified spill data provided for informational purposes only. The information may be released in response to a FOIA request; any such disclosure is not a dissemination of data. Since EPA receives this information from a third party, EPA makes no representations as to the accuracy of the information.*

In response to your request, the Emergency Response Notification System (ERNS) database and the National Response Center (NRC) database were searched on January, 29th-30th 2015, for information related to the Proposed Graybar DIND located at Tract 2, Lot 2 of Energy Center North, Dickinson, North Dakota 58601. Release reports regarding incidents reported to the Region 8 Environmental Protection Agency (EPA) spill line, ERNS database, or NRC Database for the subject facility are attached to this letter. The ERNS database (1982 – 1999) and the NRC database (all years) were searched using the following parameters:

1. Latitude 46.56.292'N Longitude 102.47.673'W
2. Dickinson, ND 58601
3. Stark County

Please note that the ERNS database for the years 2000-present is currently unavailable. These reports may or may not be what you are exactly looking for, but the attached reports have some validity due to the information given.

If you have any questions regarding the ERNS/NRC search please feel free to contact me, US EPA Region 8 ERNS Coordinator at 303-312-6496 or byron.joseph@epa.gov

Respectfully,

Joseph Byron
USEPA Region VIII ERNS Coordinator

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960133

Report Date: 2/22/1996 Report Time: 909 Regional Time: 736 Multiple?: No
Received By: MOSHER, CLIFF Multiple Region Case #:
NRC Report?: Yes NRC Case #: 327333 SSI Report?: No
Date Entered: 3/5/1996 Time Entered: 15:41:15 CR_ERNS Case#:

A. REPORTER << This Information is Protected by the Privacy Act >>

B. DISCHARGER

Affiliation: Private Enterprise RCRA Facility?: No
Discharger: G.A. SADOWSKY AND SONS IN RCRA ID#:
Contact Name: UNKNOWN, Telephone: -
Address: Telephone 2: -
City: DICKINSON State: ND Zipcode: 58601- County: STARK

C. INCIDENT LOCATION

Address: TIGER DISCOUNT I-94 AND EXIT 64
City: DICKINSON State: ND Zipcode: 58601- County: STARK
Milepost: Residential Area: No Near School/Daycare?: No SPCC Plan: No
Survey Description: Quad: Sec: 0 Township: Range:
Latitude: 0 0 0 Longitude: 0 0 0 Actual Release?:

D. DATE

Discovery Date: 2/22/1996 Spill Date: 2/22/1996 Spill Time: 630

E. MATERIAL

Material Type: Other
Material Concentration: 0

Material Name(s)	UN DOT	CAS	CC	Qty	Unit	Water Qty	>RO
OIL, FUEL: NO. 2-D	UN127		OTD	30	Gallons	0	Unkno
				0		0	
		0		0			

Report Run: 1/29/2015 4:06:35 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960133

F. SOURCE

Source Type: Highway

Number of Tanks: 0

Tank Capacity:

Source Comments: TRACTOR TRAILER TRUCK SADDLE TANK

G. MEDIUM

Medium Type: Land

Drinking Water Affected?: No

Waterway:

H. CAUSE

Cause Type:

Cause Comments: OPERATOR LEFT THE HOSE IN THE TANK AS IT WAS FILLING / TANK OVERFLOWED

I. DAMAGE

Injuries: 0

Deaths: 0

Property Damage > \$50,000: No

Fish or Wildlife Killed?: No

Endangered Species?:

J. ACTIONS

Evacuation: No

Evacuation Number: 0

Evacuations were to persons off-site?: No

on-site at facility?: No

K. NOTIFIED

Agency Type: State/Local

Agency Name: SERC, LEPC, STATE/LOCAL

EPA Has Notified:

Contact Name:

Contact Phone:

L. COMMENTS

-- General Comments --

ESTIMATED 30 GAL OF 2-D FUEL OIL RELEASED DUE TO OVERFILLING SADDLE TANK.

Report Run: 1/29/2015 4:06:35 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960133

M. RESPONSE AND EVALUATION -- Response Comments --

OIL DRY USED/SHOP TOWELS AND WRINGING THEM OUT IN A WHEEL BARROW.

Primary Responding Agency: TIGER DISCOUNT Other

Secondary Responding Agency:

Other Responding Agency:

M. REGION SPECIFIC INFORMATION - OTHER NOTIFICATIONS BY REGION 8

State Contact:	Contact Phone:	-
EPA Internal Notifications:	Referral Planned?:	
Notified Nat Resource Trustees?: No	Notified SERC: Yes	Notified LEPC: Yes

N. REGION SPECIFIC INFORMATION - OTHER ADDITIONAL INFORMATION

Site Name:	Date Assigned OSC:
Site Access: F	CERCLIS ID #: TAT Dispatched: No
Needs Site Screening: F	Date Screening Assigned:
Referred to other EPA Program: F	Other Program Name:

O. FOLLOW-UP

C. Incident Location:

F. Source:

G. Medium:

H. Cause:

M. Response & Investigation:

Emergency Response Activity: No Emergency Response Activity Date:

Responding OSC: GRISWOLD, HAYS Follow Up Activity: Followups: 1

Action Memo Date: Action Memo Approved: No Polrep Date:

Release Investigation: No Phone Assistance: No

On-Scene Monitoring: No TDD#: Enforcement Activities:

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960133

P: Comments

TIGER DISCOUNT (STATION) CLEANUP.

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960850-1

Report Date: 10/31/1996 Report Time: 1541 Regional Time: 1541 Multiple?: Yes
Received By: HOUCK, RALPH Multiple Region Case #: 960850
NRC Report?: No NRC Case #: 366262 SSI Report?: No
Date Entered: 1/23/1997 Time Entered: 15:27:21 CR_ERNS Case#:

A. REPORTER << This Information is Protected by the Privacy Act >>

B. DISCHARGER

Affiliation: Private Enterprise RCRA Facility?: No
Discharger: KOCK INDUSTRIES RCRA ID#:
Contact Name: Telephone: 701-575-8101-
Address: PO DRAWER C Telephone 2: -
City: BELFIELD State: ND Zipcode: 58622- County: STARK

C. INCIDENT LOCATION

Address: NEAR HWY 22, 3 MI N OF DICKINSON - SEC 10, T140N,
City: DICKINSON State: ND Zipcode: 58601- County: STARK
Milepost: Residential Area: No Near School/Daycare?: No SPCC Plan: No
Survey Description: Quad: Sec: 10 Township: 140N Range: 096W
Latitude: 0 0 0 Longitude: 0 0 0 Actual Release?:

D. DATE

Discovery Date: 10/31/1996 Spill Date: 10/31/1996 Spill Time: 1541

E. MATERIAL

Material Type: Other
Material Concentration: 100

Material Name(s)	UN DOT	CAS	CC	Qty	Unit	Water Qty	>RO
OIL:CRUDE	UN127		OIL	400	Barrels	0	
				0		0	
				0			

Report Run: 1/29/2015 4:07:17 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960850-1

F. SOURCE

Source Type: Pipeline

Number of Tanks: 0

Tank Capacity:

Source Comments: 6" PIPELINE

G. MEDIUM

Medium Type: Land

Drinking Water Affected?: No

Waterway:

H. CAUSE

Cause Type: Equipment Failure

Cause Comments: A THERMAL WELL ON THE LINE BLEW OUT RELEASING THE MATERIAL

I. DAMAGE

Injuries: 0

Deaths: 0

Property Damage > \$50,000:

Fish or Wildlife Killed?: No

Endangered Species?:

J. ACTIONS

Evacuation: **Evacuation Number:** 0

Evacuations were to persons off-site?: No

on-site at facility?: No

K. NOTIFIED

Agency Type: State/Local

Agency Name: LEPC

EPA Has Notified:

Contact Name:

Contact Phone:

L. COMMENTS

-- General Comments --

SEE 960850 FOR ADDITIONAL INFORMATION

Report Run: 1/29/2015 4:07:17 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960850-1

M. RESPONSE AND EVALUATION -- Response Comments --

RELEASE SECURED, CONTAINING AND CLEANING UP MATERIAL.

Primary Responding Agency: DISCHARGER Disch

Secondary Responding Agency:

Other Responding Agency:

M. REGION SPECIFIC INFORMATION - OTHER NOTIFICATIONS BY REGION 8

State Contact:	Contact Phone:	-
EPA Internal Notifications:	Referral Planned?:	
Notified Nat Resource Trustees?: Yes	Notified SERC: No	Notified LEPC: Yes

N. REGION SPECIFIC INFORMATION - OTHER ADDITIONAL INFORMATION

Site Name:	Date Assigned OSC:	
Site Access: F	CERCLIS ID #:	TAT Dispatched: No
Needs Site Screening: F	Date Screening Assigned:	
Referred to other EPA Program: F	Other Program Name:	

O. FOLLOW-UP

C. Incident Location:

F. Source:

G. Medium:

H. Cause:

M. Response & Investigation:

Emergency Response Activity: No	Emergency Response Activity Date:	
Responding OSC:	Follow Up Activity:	Followups: 1
Action Memo Date:	Action Memo Approved: No	Polrep Date:
Release Investigation: No	Phone Assistance: No	
On-Scene Monitoring: No	TDD#:	Enforcement Activities:

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 960850-1

P: Comments

THIS AMENDMENT CHANGES THE QUANTITY OF THE RELEASE FROM 100 TO 400 BBLs

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 970154

Report Date: 2/21/1997 **Report Time:** 1750 **Regional Time:** 1550 **Multiple?:** No
Received By: BYRON, JOE **Multiple Region Case #:**
NRC Report?: Yes **NRC Case #:** 377588 **SSI Report?:** No
Date Entered: 2/26/1997 **Time Entered:** 17:17:41 **CR_ERNS Case#:**

A. REPORTER << This Information is Protected by the Privacy Act >>

B. DISCHARGER

Affiliation: Private Enterprise **RCRA Facility?:** No
Discharger: FERRELL GAS INC **RCRA ID#:**
Contact Name: **Telephone:** 816-792-6839-
Address: 1 LIBERTY PLAZA **Telephone 2:** -
City: LIBERTY **State:** MO **Zipcode:** 64068 **County:**

C. INCIDENT LOCATION

Address: SEC 20, T130N, R105W
City: DICKINSON **State:** ND **Zipcode:** 58601 **County:** STARK
Milepost: **Residential Area:** No **Near School/Daycare?:** No **SPCC Plan:** No
Survey Description: **Quad:** **Sec:** 0 **Township:** **Range:**
Latitude: 0 0 0 **Longitude:** 0 0 0 **Actual Release?:**

D. DATE

Discovery Date: 2/20/1997 **Spill Date:** 2/20/1997 **Spill Time:** 1800

E. MATERIAL

Material Type: Other
Material Concentration: 100

Material Name(s)	UN DOT	CAS	CC	Qty	Unit	Water Qty	>RO
DIESEL MUD		0	OTH	21	Gallons	0	
				0		0	
		0		0			

Report Run: 1/29/2015 4:07:47 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 970154

F. SOURCE

Source Type: Above Ground Storage **Number of Tanks:** 1 **Tank Capacity:** Barrels
Source Comments: AST OVERFILLED BY TRANSPORT TRUCK

G. MEDIUM

Medium Type: Land **Drinking Water Affected?:** No
Waterway:

H. CAUSE

Cause Type:
Cause Comments: 400 BARREL STORAGE TANK / WAS OVERFILLED BY A TRANSPORT TRUCK

I. DAMAGE

Injuries: 0 **Deaths:** 0 **Property Damage > \$50,000:** No
Fish or Wildlife Killed?: No **Endangered Species?:**

J. ACTIONS

Evacuation: No **Evacuation Number:** 0
Evacuations were to persons off-site?: No **on-site at facility?:** No

K. NOTIFIED

Agency Type: State/Local **Agency Name:** NOT SPECIFIED
EPA Has Notified:
Contact Name:
Contact Phone:

L. COMMENTS

-- General Comments --

AREA AFFECTED IS 13 FT X 10 FT / CALLER STATED THAT THE MATERIAL IS FROZEN.

Report Run: 1/29/2015 4:07:47 PM

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 970154

M. RESPONSE AND EVALUATION

-- Response Comments --

CONTRACTOR EN ROUTE

Primary Responding Agency: CONTRACTOR

Other

Secondary Responding Agency:

Other Responding Agency:

M. REGION SPECIFIC INFORMATION - OTHER NOTIFICATIONS BY REGION 8

State Contact:

Contact Phone:

-

EPA Internal Notifications:

Referral Planned?:

Notified Nat Resource Trustees?: Yes

Notified SERC: No

Notified LEPC: No

N. REGION SPECIFIC INFORMATION - OTHER ADDITIONAL INFORMATION

Site Name:

Date Assigned OSC:

Site Access: F

CERCLIS ID #:

TAT Dispatched: No

Needs Site Screening: F

Date Screening Assigned:

Referred to other EPA Program: F

Other Program Name:

O. FOLLOW-UP

C. Incident Location:

F. Source:

G. Medium:

H. Cause:

M. Response & Investigation:

Emergency Response Activity: No

Emergency Response Activity Date:

Responding OSC:

Follow Up Activity:

Followups: 1

Action Memo Date:

Action Memo Approved: No

Polrep Date:

Release Investigation: No

Phone Assistance: No

On-Scene Monitoring: No

TDD#:

Enforcement Activities:

**Environmental Protection Agency
Emergency Response Notification System Report**

ERNS #: 970154

P: Comments

SEQNOS	DATE TIME RECEIVED	DATE TIME COMPLETE	CALLTYPE	RESPONSIBLE_COMPANY
312360	10/29/1995 9:27	10/29/1995 9:31	INC	BURLINGTON NORTHERN
RESPONSIBLE_ORG_TYPE	RESPONSIBLE_CITY	RESPONSIBLE_STATE	RESPONSIBLE_ZIP	
PRIVATE ENTERPRISE	FORT WORTH	TX	761610034	
SOURCE	DESCRIPTION_OF_INCIDENT	TYPE_OF_INCIDENT	INCIDENT_CAUSE	
UNAVAILABLE	A TRAIN STRUCK A CAR AT	RAILROAD NON-RELEASE	UNKNOWN	
INCIDENT_DATE_TIME	INCIDENT_DTG	INCIDENT_LOCATION	LOCATION_ADDRESS	
10/29/1995 13:55	OCCURRED			
LOCATION_STREET1	LOCATION_STREET2	LOCATION_NEAREST_CITY	LOCATION_STATE	
		DICKINSON	ND	
LOCATION_COUNTY	LOCATION_ZIP	DISTANCE_FROM_CITY	DISTANCE_UNITS	
STARK				
DIRECTION_FROM_CITY	LAT_DEG	LAT_MIN	LAT_SEC	
LAT_QUAD	LONG_DEG	LONG_MIN	LONG_SEC	
LONG_QUAD	LOCATION_SECTION	LOCATION_TOWNSHIP	LOCATION_RANGE	
POTENTIAL_FLAG	FIRE_INVOLVED	FIRE_EXTINGUISHED	ANY_EVACUATIONS	
	N	U	N	
NUMBER_EVACUATED	WHO_EVACUATED	RADIUS_OF_EVACUATION	ANY_INJURIES	
			U	
NUMBER_INJURED	NUMBER_HOSPITALIZED	ANY_FATALITIES	NUMBER_FATALITIES	
	Y			1

ANY DAMAGES	DAMAGE_AMOUNT	AIR_CORRIDOR_CLOSE	AIR_CORRIDOR_DESC
N		N	
AIR_CLOSURE_TIME	WATERWAY_CLOSED	WATERWAY_DESC	WATERWAY_CLOSURE_TIME
	N		
ROAD_CLOSED	ROAD_DESC	ROAD_CLOSURE_TIME	CLOSURE_DIRECTION
N			
MAJOR_ARTERY	TRACK_CLOSED	TRACK_DESC	TRACK_CLOSURE_TIME
N	N		
MEDIA_INTEREST	MEDIUM_DESC	ADDITIONAL_MEDIUM	BODY_OF_WATER
	RAIL REPORT (N/A)		
TRIBUTARY_OF	NEAREST_RIVER_MILE_MA	RELEASE_SECURED	ESTIMATED_DURATION_OF_RELEASE
		U	
RELEASE_RATE	DESC_REMEDIAL_ACTION	STATE_AGENCY_ON_SITE	AGENCY_REPORT_NUM
	NONE		
OTHER_AGENCY_NOTIFIED	WEATHER_CONDITIONS	AIR_TEMPERATURE	WIND_SPEED
WIND_DIRECTION	WATER_SUPPLY_CONTAMINANT	SHEEN_SIZE	SHEEN_COLOR
	U		
DIRECTION_OF_SHEEN_TRANSPORT	ODOR_DESCRIPTOR	WAVE_CONDITION	CURRENT_SPEED
CURRENT_DIRECTION	WATER_TEMPERATURE	TRACK_CLOSE_DIR	EMPL_FATILITY
PASS_FATILITY	COMMUNITY_IMPACT	WIND_SPEED_UNIT	EMPLOYEE_INJURIES
	N		

PASSENGER_INJURIES	OCCUPANT_FATALITY	CURRENT_SPEED_UNIT	ROAD_CLOSURE_UNITS	
TRACK_CLOSURE_UNITS	SHEEN_SIZE_UNITS	ADDITIONAL_INFO	STATE_AGENCY_NOTIFIED	
		THE DRIVER OF THE CAR WAS KILLED		
FEDERAL_AGENCY_NOTIFICATION	NEAREST_RIVER_MILE_MASS	SHEEN_SIZE_LENGTH	SHEEN_SIZE_LENGTH_UNITS	
SHEEN_SIZE_WIDTH	SHEEN_SIZE_WIDTH_UNITS	OFFSHORE	DURATION_UNIT	
		N		
RELEASE_RATE_UNIT	RELEASE_RATE_RATE	PASSENGERS_TRANSF	AIRCRAFT_TYPE	
		UNK	UNKNOWN	
AIRCRAFT_MODEL	AIRCRAFT_ID	AIRCRAFT_FUEL_CAPACITY	AIRCRAFT_FUEL_CAPACITY_UNITS	
AIRCRAFT_FUEL_ON_BOARD	AIRCRAFT_FUEL_O_B_UNITS	AIRCRAFT_SPOT_NUM	AIRCRAFT_HANGER	
AIRCRAFT_RUNWAY_NUM	ROAD_MILE_MARKER	BUILDING_ID	TYPE_OF_FIXED_OBJECT	
			UNKNOWN	
POWER_GENERATING_CAPACITY	GENERATING_CAPACITY	TYPE_OF_FUEL	NPDES	
U				
NPDES_COMPLIANCE	PIPELINE_TYPE	DOT_REGULATED	PIPELINE_ABOVE_GROUND	
U	UNKNOWN	U	ABOVE	
EXPOSED_UNDERWATER	PIPELINE_COVERED	RAILROAD_HOTLINE	GRADE_CROSSING	
U	U	N	Y	
LOCATION_SUBDIVISION	RAILROAD_MILEPOST	TYPE_VEHICLE_INVOLV	CROSSING_DEVICE_TYPE	
	109.3	UNKNOWN		

DEVICE_OPERATIONAL	DOT_CROSSING_NUMBER	BRAKE_FAILURE	DESCRIPTION_OF_TANK
Y		N	
TANK_ABOVE_GROUND	TRANSPORTABLE_CONTAINER	TANK_REGULATED	TANK_REGULATED_BY
ABOVE	U	U	
TANK_ID	CAPACITY_OF_TANK	CAPACITY_OF_TANK	UACTUAL_AMOUNT
ACTUAL_AMOUNT_UNITS	PLATFORM_RIG_NAME	PLATFORM_LETTER	LOCATION_AREAID
LOCATION_BLOCKID	OCSG_NUMBER	OCSP_NUMBER	STATE_LEASE_NUMBER
PIER_DOCK_NUMBER	BERTH_SLIP_NUMBER	CONTINUOUS_RELEASE	INITIAL_CONTINUOUS_RELEASE_NO
CONTINUOUS_RELEASE_PLALISION	TYPE_OF_STRUCTURE	STRUCTURE_NAME	
	N		
STRUCTURE_OPERATIONAL	AIRBAG_DEPLOYED	DATE_TIME_NORMAL	SERVICE_DISRUPTION_TIME
Y			
SERVICE_DISRUPTION_UN	TRANSIT_BUS_FLAG	CR_BEGIN_DATE	CR_END_DATE
CR_CHANGE_DATE	FBI_CONTACT	FBI_CONTACT_DATE	T SUB_PART_C_TESTING_REQ
			XXX
CONDUCTOR_TESTING	ENGINEER_TESTING	TRAINMAN_TESTING	YARD_FOREMAN_TESTING
RCL_OPERATOR_TESTING	BRAKEMAN_TESTING	TRAIN_DISPATCHER	T SIGNALMAN_TESTING

OTHER_EMPLOYEE_TESTING	UNKNOWN_TESTING	PASSENGER_HANDLING	PASSENGER_ROUTE
			XXX
PASSENGER_DELAY	TRAIN_NAME_NUMBER	RAILROAD_NAME	TRAIN_TYPE
XXX	302DD22628	BURLINGTON_NORTHEAST	UNKNOWN
TRACK_SPEED	TRAIN_SPEED	TRAIN_DIRECTION	NUMBER_LOCOMOTIVES
NUMBER_CARS	NUMBER_DERAILED	NON_COMPLIANCE_WITH	
		N	